



STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center
Newark, NJ 07102
www.bpu.state.nj.us

Customer Assistance

Marshall H. Berman,)	
)	
Petitioner,)	<u>ORDER ADOPTING</u>
v.)	<u>INITIAL DECISION</u>
)	
Rockland Electric Company,)	BPU Docket No. EC02050292U
)	OAL Docket No. PUC 9186-02
Respondent.)	

(SERVICE LIST ATTACHED)

BY THE BOARD:

On May 10, 2002, Marshall H. Berman (Petitioner) filed a petition with the Board of Public Utilities (Board) for a hearing alleging overbilling by Rockland Electric Company (Respondent). On September 4, 2002, Respondent filed an answer denying the allegations.

On September 13, 2002, the Board transmitted this matter to the Office of Administrative Law (OAL) for determination and initial disposition as a contested case pursuant to N.J.S.A. 52:14B-1 et seq. and N.J.S.A. 52:14F-1 et seq. The matter was assigned to Administrative Law Judge (ALJ) Edith Klinger.

During the pendency of this matter at the OAL, the parties engaged in negotiations and executed a Stipulation of Settlement. The settlement was submitted to the ALJ for review. On April 30, 2003, ALJ Klinger filed her Initial Decision with the Board, recommending that the settlement be approved. The ALJ found the settlement to be voluntary, consistent with the law and fully dispositive of all issues in controversy. The ALJ therefore concluded that the settlement met the requirements of N.J.A.C. 1:1-19.1.

The settlement provides that Marshall Berman will pay Rockland Electric Company the sum of \$2,300.00, consisting of 71 monthly installments of \$32.00 and a final payment of \$28.00.

After review, the Board FINDS that the terms of the settlement are fair and reasonable. Therefore, the Board HEREBY ADOPTS the Initial Decision and Stipulation of Settlement in their entirety, incorporating the terms thereof into this final decision as if fully set forth at length herein.

DATED: 6/5/03

BOARD OF PUBLIC UTILITIES
BY:

SIGNED

JEANNE M. FOX
PRESIDENT

SIGNED

FREDERICK F. BUTLER
COMMISSIONER

SIGNED

CAROL J. MURPHY
COMMISSIONER

SIGNED

CONNIE O. HUGHES
COMMISSIONER

SIGNED

JACK ALTER
COMMISSIONER

ATTEST:

SIGNED

KRISTI IZZO
SECRETARY

Marshall H. Berman v. Rockland Electric Company

BPU Dkt. No. EC02050292U
OAL Dkt. No. PUC 9186-02

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